

**TAMRA DUNCAN,** )  
 )  
 **Plaintiff,** )  
 )  
 **Vs.** ) **JUDGMENT**  
 )  
 **SPECIAL METALS CORPORATION;** )  
 **SPECIAL METALS WELDING** )  
 **PRODUCTS COMPANY d/b/a SPECIAL** )  
 **METALS CORPORATION d/b/a SPECIAL** )  
 **METALS CORPORATION,** )  
 )  
 **Defendants.** )  
 )

**IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED** that defendants' Motion to Dismiss is denied without prejudice, and the court's own Motion to Dismiss is **GRANTED** and this action is **DISMISSED WITHOUT PREJUDICE** in deference to the first filed action in 5:05cv225.

Dennis E. Howell

